



HOUSE OF REPRESENTATIVES

COMMITTEE ON JUDICIARY

REP. KELLY A BREEN

CHAIR

COMMITTEE MEETING MINUTES

Wednesday, November 1, 2023 9:00 AM Room 521, House Office Building

The House Committee on Judiciary was called to order by Chair Breen.

The Chair requested attendance be called:

Present: Reps. Breen, Edwards, Tyrone Carter, Hope, Arbit, Dievendorf, Hoskins, Tsernoglou, Fink, Wendzel, Wozniak, Outman, Johnsen.

Absent: None.

Excused: None.

Representative Edwards moved to adopt the meeting minutes from October 25, 2023. There being no objection, the motion prevailed by unanimous consent.

The Chair laid SB 592 before the committee:

SB 592	(Sen. Bayer)	A bill to amend 2022 PA 85, entitled "Opioid liability litigation act," by amending sections 2 and 3 (MCL 691.1672 and 691.1673).
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Senator Bayer, Ashely Steffen and Matt Walker, representing the Michigan Department of Attorney General, testified in support of SB 592.

Representative Edwards moved to report out SB 592 with recommendation. The motion prevailed 12-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Breen, Edwards, Tyrone Carter, Hope, Dievendorf, Hoskins, Tsernoglou, Fink, Wendzel, Wozniak, Outman, Johnsen.

Nays: None.

Pass: None.

The Chair laid SB 410 before the committee:

SB 410 (Sen. Irwin)

A bill to amend 1961 PA 236, entitled "Revised judicature act of 1961," by amending section 2946 (MCL 600.2946), as amended by 1995 PA 249.

Representative Tyrone Carter moved to report out SB 410 with recommendation. The motion prevailed 7-0-5:

FAVORABLE ROLL CALL

Yeas: Reps. Breen, Edwards, Tyrone Carter, Hope, Dievendorf, Hoskins, Tsernoglou.

Nays: None.

Pass: Reps. Fink, Wendzel, Wozniak, Outman, Johnsen.

Representative Outman moved to reconsider the vote by which SB 410 was reported with recommendation. The motion prevailed 12-0-0:

FAVORABLE ROLL CALL

Yeas: Reps. Breen, Edwards, Tyrone Carter, Hope, Dievendorf, Hoskins, Tsernoglou, Fink, Wendzel, Wozniak, Outman, Johnsen.

Nays: None.

Pass: None.

Representative Tyrone Carter moved to report out SB 410 with recommendation. The motion prevailed 9-0-3:

FAVORABLE ROLL CALL

Yeas: Reps. Breen, Edwards, Tyrone Carter, Hope, Dievendorf, Hoskins, Tsernoglou, Outman, Johnsen.

Nays: None.

Pass: Reps. Fink, Wendzel, Wozniak.

The Chair laid HB 5207, HB 5208, HB 5209, HB 5210, HB 5211, HB 5212, HB 5213, HB 5214 and HB 5215 before the committee:

HB 5207 (Rep. Steckloff)

A bill to establish and allow for the use of assisted reproduction, including surrogacy; to provide for a child conceived, gestated, and born through the use of assisted reproduction, including through surrogacy; to provide for the powers and duties of certain state officers and entities; to provide remedies; and to repeal acts and parts of acts.

HB 5208 (Rep. Morse)

A bill to amend 1978 PA 368, entitled "Public health code," by amending sections 2822, 2824, 2831, 2832, and 2891 (MCL 333.2822, 333.2824, 333.2831, 333.2832, and 333.2891), section 2822 as amended by 2017 PA 142, sections 2824, 2831, and 2832 as amended by 1996 PA 307, and section 2891 as amended by 2020 PA 209.

HB 5209 (Rep. Breen)

A bill to amend 1927 PA 175, entitled "The code

of criminal procedure," by amending section 15g of chapter XVII (MCL 777.15g), as amended by 2017 PA 259.

HB 5210 (Rep. Hoskins)

A bill to amend 1998 PA 386, entitled "Estates and protected individuals code," by amending section 2114 (MCL 700.2114), as amended by 2012 PA 160.

HB 5211 (Rep. Conlin)

A bill to amend 1956 PA 205, entitled "The paternity act," by amending sections 1, 4, 4b, and 7 (MCL 722.711, 722.714, 722.714b, and 722.717), section 1 as amended by 2000 PA 31, section 4 as amended by 2014 PA 367, section 4b as added by 1994 PA 388, and section 7 as amended by 2014 PA 364, and by adding section 4c.

HB 5212 (Rep. Morgan)

A bill to amend 2012 PA 159, entitled "Revocation of paternity act," by amending the title and sections 1, 3, 5, 7, 9, 11, 13, and 15 (MCL 722.1431, 722.1433, 722.1435, 722.1437, 722.1439, 722.1441, 722.1443, and 722.1445), sections 3 and 5 as amended by 2014 PA 376, section 7 as amended by 2014 PA 368, and sections 13 and 15 as amended by 2016 PA 178.

HB 5213 (Rep. Tsernoglou)

A bill to amend 2014 PA 366, entitled "Summary support and paternity act," by amending section 3 (MCL 722.1493).

HB 5214 (Rep. Pohutsky)

A bill to amend 1996 PA 305, entitled "Acknowledgment of parentage act," by amending sections 2, 3, 4, 6, and 7 (MCL 722.1002, 722.1003, 722.1004, 722.1006, and 722.1007), section 3 as amended by 2014 PA 409, section 6 as amended by 2006 PA 105, and section 7 as amended by 2012 PA 161.

HB 5215 (Rep. O'Neal)

A bill to amend 2014 PA 365, entitled "Genetic parentage act," by amending the title and section 5 (MCL 722.1465).

Courtney Joslin, representing the Uniform Law Commission, testified in support of HB 5207, HB 5208, HB 5209, HB 5210, HB 5211, HB 5212, HB 5213, HB 5214 and HB 5215. Questions and discussion followed.

Rebecca Mastee, representing the Michigan Catholic Conference, testified in opposition to HB 5207, HB 5208, HB 5209, HB 5210, HB 5211, HB 5212, HB 5213, HB 5214 and HB 5215. Questions and discussion followed.

Genevieve Marnon, representing Right to Life of Michigan, testified in opposition to HB

5207, HB 5208, HB 5209, HB 5210, HB 5211, HB 5212, HB 5213, HB 5214 and HB 5215. Questions and discussion followed.

Alexandra Kamer, representing the Michigan Fertility Alliance, testified in support of HB 5207, HB 5208, HB 5209, HB 5210, HB 5211, HB 5212, HB 5213, HB 5214 and HB 5215. Questions and discussion followed.

Tammy Myers, representing herself, testified in support of HB 5207, HB 5208, HB 5209, HB 5210, HB 5211, HB 5212, HB 5213, HB 5214 and HB 5215. Questions and discussion followed.

Judge Jacob James Cunningham, representing himself, testified with a neutral position on HB 5207, HB 5208, HB 5209, HB 5210, HB 5211, HB 5212, HB 5213, HB 5214 and HB 5215. Questions and discussion followed.

Stephanie Jones, representing the Michigan Fertility Alliance, testified in support of HB 5207, HB 5208, HB 5209, HB 5210, HB 5211, HB 5212, HB 5213, HB 5214 and HB 5215. Questions and discussion followed.

Polly Croizer, representing GLAD, testified in support of HB 5207, HB 5208, HB 5209, HB 5210, HB 5211, HB 5212, HB 5213, HB 5214 and HB 5215. Questions and discussion followed.

The following people submitted a card in opposition to HB 5207, HB 5208, HB 5209, HB 5210, HB 5211, HB 5212, HB 5213, HB 5214 and HB 5215, but due to the time constraints were unable to speak:

Katherine Bussard, representing herself.

Eileen McNeil, representing Citizens for Traditional Values.

The following person submitted a card with a neutral position on HB 5207, but due to the time constraints was unable to speak:

Emma Waters, representing the Heritage Foundation.

The following people submitted a card in support of HB 5207, HB 5208, HB 5209, HB 5210, HB 5211, HB 5212, HB 5213, HB 5214 and HB 5215, but did not wish to speak:

Merissa Kovach, representing the ACLU of Michigan.

Courtney Welz, representing herself.

Stephanie Johnson, representing the Family Law Section of the State Bar of Michigan.

Meghan Reynolds, representing the Michigan Poverty Law Program.

Ashley Steffen, representing the Michigan Department of Attorney General.

Jen Valente, representing the Michigan Fertility Alliance.

Ginanne Brownell, representing the Michigan Fertility Alliance.

Chensh Paska, representing the Michigan Fertility Alliance.

Matt Friedman, representing the Michigan Fertility Alliance.

Justin Gailitis, representing the Michigan Fertility Alliance.

Angie Martell, representing the Michigan Bar LGBTQ.

Kelsey Laird, representing herself.

Melissa Neckers VanderLeek, Attorney, representing Tammy Myers.

The following person submitted a card in opposition to HB 5207 and HB 5208, but did not

wish to speak:

Stephanie Kreuz, representing the Heritage Action.

The following person submitted a card in opposition to HB 5207, but did not wish to speak:

Luke Grizwack, representing his family.

Representative Edwards moved to report out HB 5207 with recommendation. The motion prevailed 8-3-2:

FAVORABLE ROLL CALL

Yeas: Reps. Breen, Edwards, Tyrone Carter, Hope, Arbit, Dievendorf, Hoskins, Tsernoglou.

Nays: Reps. Fink, Wozniak, Johnsen.

Pass: Reps. Wendzel, Outman.

Representative Tyrone Carter moved to report out HB 5208 with recommendation. The motion prevailed 8-3-2:

FAVORABLE ROLL CALL

Yeas: Reps. Breen, Edwards, Tyrone Carter, Hope, Arbit, Dievendorf, Hoskins, Tsernoglou.

Nays: Reps. Fink, Wozniak, Johnsen.

Pass: Reps. Wendzel, Outman.

Representative Hope moved to report out HB 5209 with recommendation. The motion prevailed 8-3-2:

FAVORABLE ROLL CALL

Yeas: Reps. Breen, Edwards, Tyrone Carter, Hope, Arbit, Dievendorf, Hoskins, Tsernoglou.

Nays: Reps. Fink, Wozniak, Johnsen.

Pass: Reps. Wendzel, Outman.

Representative Arbit moved to report out HB 5210 with recommendation. The motion prevailed 8-3-2:

FAVORABLE ROLL CALL

Yeas: Reps. Breen, Edwards, Tyrone Carter, Hope, Arbit, Dievendorf, Hoskins, Tsernoglou.

Nays: Reps. Fink, Wozniak, Johnsen.

Pass: Reps. Wendzel, Outman.

Representative Dievendorf moved to report out HB 5211 with recommendation. The motion prevailed 8-3-2:

FAVORABLE ROLL CALL

Yeas: Reps. Breen, Edwards, Tyrone Carter, Hope, Arbit, Dievendorf, Hoskins, Tsernoglou.

Nays: Reps. Fink, Wozniak, Johnsen.

Pass: Reps. Wendzel, Outman.

Representative Hoskins moved to report out HB 5212 with recommendation. The motion prevailed 8-3-2:

FAVORABLE ROLL CALL

Yeas: Reps. Breen, Edwards, Tyrone Carter, Hope, Arbit, Dievendorf, Hoskins, Tsernoglou.

Nays: Reps. Fink, Wozniak, Johnsen.

Pass: Reps. Wendzel, Outman.

Representative Tsernoglou moved to report out HB 5213 with recommendation. The motion prevailed 8-3-2:

FAVORABLE ROLL CALL

Yeas: Reps. Breen, Edwards, Tyrone Carter, Hope, Arbit, Dievendorf, Hoskins, Tsernoglou.

Nays: Reps. Fink, Wozniak, Johnsen.

Pass: Reps. Wendzel, Outman.

Representative Edwards moved to report out HB 5214 with recommendation. The motion prevailed 8-3-2:

FAVORABLE ROLL CALL

Yeas: Reps. Breen, Edwards, Tyrone Carter, Hope, Arbit, Dievendorf, Hoskins, Tsernoglou.

Nays: Reps. Fink, Wozniak, Johnsen.

Pass: Reps. Wendzel, Outman.

Representative Tyrone Carter moved to report out HB 5215 with recommendation. The motion prevailed 8-3-2:

FAVORABLE ROLL CALL

Yeas: Reps. Breen, Edwards, Tyrone Carter, Hope, Arbit, Dievendorf, Hoskins, Tsernoglou.

Nays: Reps. Fink, Wozniak, Johnsen.

Pass: Reps. Wendzel, Outman.

There being no further business before the committee, Chair Breen adjourned the meeting at 11:58 AM.

Representative Kelly Breen, Chair

Melissa Sweet
Committee Clerk
msweet@house.mi.gov